

**REGULAR CITY COUNCIL MEETING
FRISCO MUNICIPAL COMPLEX
8750 MCKINNEY ROAD
COUNCIL CHAMBERS
FRISCO, TEXAS 75034
APRIL 3, 2001
6:30 P.M.**

MINUTES

1. Call to Order/Roll Call.

Mayor Seei called the meeting to order at 6:30 p.m. and announced a quorum was present.

Those present were: Mayor Seei, Deputy Mayor Pro-Tem Downey, Council member Simpson, Council member Osuna, Council member Nichols and Council member Maso.

Mayor Pro-Tem Reveal was absent due to illness.

Staff present were: George Purefoy, City Manager, Curtis Hawk, Assistant City Manager, Scott Young, Assistant City Manager, Jason Gray, Assistant to the City Manager, John Lettelleir, Director of Planning, Frank Jaromin, City Engineer, Julie Fort, Attorney, Scott Norris, Senior Planner, Dana Baird-Hanks, Public Information Officer and Nan Parker, City Secretary.

2. Invocation.

Mayor Seei offered the prayer.

3. Pledge of Allegiance.

Deputy Mayor Pro-Tem Downey led the audience in the Pledge of Allegiance.

4. Proclamation.

Mayor Seei read a Proclamation declaring March 31 – April 7, 2001 as Special Olympics Week in and throughout the City of Frisco. Frisco Leadership Class IV is sponsoring the Special Olympics as their project.

5. Citizen Input.

Citizen Input began at approximately 7:30 p.m.

Eddie Eggleston was present to address the council regarding the senior center and the lack space for the number of citizens.

No one else was present to address the council.

6. Reports.

A. Council report on "City Celebrations" for municipal projects successfully completed.

Nan Parker informed the council that the City Secretary's office would begin accepting applications for boards beginning April 16 – May 11.

Jason Gray and Pippa Couvillion updated council on the status of "Clean-up Day" to be held on Saturday, April 28, 2001.

Council member Simpson informed the council that he had attended a Senior Citizens Advisory Committee meeting on March 25, 2001 and that there were approximately ninety seniors present.

Mayor Seei informed the council that Tiffany Cox; a 16-year-old resident of Frisco had saved a woman's life following a car accident. Mayor Seei stated that she would present Tiffany with a Proclamation on April 17, 2001. Mayor Seei stated the "Spelling Bee" will be aired on Channel 6 on April 3, 2001 and the PAC Meeting will air on April 6 and April 10, 2001.

Council member Nichols updated the council on information obtained by attending the meeting held on April 2, 2001 regarding hike and bike trails. He stated there would be another meeting on June 4, 2001.

Discussion only, no formal action was taken.

B. City Manager's update of "Project Status Tracking Report Governance Tool".

Discussion only, no formal action was taken.

C. Update from the President of the Frisco Economic Development Corporation Board of Directors.

Ray Smith, President of the FEDC, was present to update the council on progress of the FEDC Board of Directors. Among the items he mentioned were:

- Website is up and running – favorable comments.
- Fire Station site (Fire Station No. 4) containing 3.00 acres, more or less, closing on the land had occurred.
- There has been interest regarding the airport property.

- The board has authorized Jim Gandy to contract with Lochwood-Green to prepare for the airport site the following:
 - Target Site
 - Master site Plan
 - Development Plan
 - Marketing Plan.

Discussion only, no formal action was taken.

7. Consent Agenda

The Consent Agenda was considered for approval. Council member Maso moved to approve the Consent Agenda. Council member Nichols seconded the motion. Motion carried. Vote: 5-0.

- A. Consider and act upon approval of the Minutes of the Regular City Council Meeting of March 20, 2001.
- B. Adoption of **Resolution No. 01-04-49R** supporting the Platinum Corridor Business Accelerator.
- C. Adoption of **Resolution No. 01-04-50R** approving Supplemental Tax Roll No. 17 for 1999.
- D. Adoption of **Resolution No. 01-04-51R** approving Supplemental Tax Roll No. 7 for 2000.
- E. Approval of tax refunds of over \$500.00.
- F. Approval of Pay Request No. 3 for Project #0006-023, Traffic Signal Installation, FM720/Dallas Pkwy. to Roadway Solutions, Inc. in the amount of \$32,289.99.
- G. Approval of Pay Request No. 3 for Project #154, Gaylord Parkway/Ohio Drive Phase II, to Glenn Thurman, Inc. in the amount of \$21,973.50.
- H. Approval of Change Order No. 1 for Project #363, Eldorado Business Park, to Frisco Industrial Partners, Ltd. in the amount of \$4,474.80.
- I. Approval of Pay Request No. 4 for Project #363, Eldorado Business Park, to Frisco Industrial Partners, Ltd. in the amount of \$308,939.68.
- J. Approval of Invoice No. 12764A for Master Plan to Southwest Community Park to Newman, Jackson, Bieberstein, Inc. in the amount of \$5,335.50.
- K. Approval of Invoice No. 12763 for Master Plan to Trails Neighborhood Park to Newman, Jackson, Bieberstein, Inc. in the amount of \$352.84.
- L. Approval of Pay Request No. 8 for Warren Sports Complex, Phase IV for Professional Services to Carter & Burgess in the amount of \$1,948.30.
- M. Approval of Pay Request No. 17 for Warren Sports Complex, Phase III for Professional Services to Carter & Burgess in the amount of \$250.00.
- N. Approval of Pay Request No. 9 for Warren Sports Complex Phase III to Dean Construction in the amount of \$47,755.55.
- O. Approval of Change Order Number 1 for Warren Sports Complex Phase IV to Dean Construction in the amount of \$17,259.71.
- P. Approval of Pay Request No. 2 for Warren Sports Complex Phase IV to Dean Construction in the amount of \$103,550.00.

- Q. Approval of Invoice No. CP00-0936 for a 100' Aerial Ladder Fire Truck for Station No. 3 to H-GAC.
- R. Approval of an Interlocal Agreement by and between the City of Frisco, Superdome and the City of McKinney for public relations, media relations, marketing, cycling development program and events execution and adoption of **Resolution No. 01-04-51R** authorizing City Manager to sign the Agreement.
- S. Approval of additional Professional Landscape Architectural Services for the Hike and Bike Trail Master Plan to Newman, Jackson, Bieberstein, Inc. in the amount of \$15,000.00.
- T. Approval of purchase of a 2001 F-150, Regular Cab Pickup Truck for the Solid Waste Department from Bob Tomes Ford in the amount of \$16,846.00.

END OF CONSENT AGENDA

8. Legislative Agenda

The Legislative Agenda was considered for approval. Council member Simpson moved to approve the Legislative Agenda. Council member Nichols seconded the motion. Motion carried. Vote: 5-0.

- A. Approval of Final Plat: Estates on Legacy Drive, Phase 2. Applicant(s): West Frisco Properties, LTD. 85 single-family lots and one open space lot on 30.2± acres on the west side of Legacy Drive, 1,100± feet north of Lebanon Road. Zoned Planned Development-100-Single Family-5. Neighborhood #32.
- B. Assessment of impact fees for Estates on Legacy Drive, Phase 2.
- C. Approval of Final Plat: The Fairways - Phase 7. Applicant(s): Eland Energy, Inc. 29 single-family lots on 8.9± acres 1,100± feet west of Teel Parkway, 1,020± south of F.M. 2934 (Eldorado Parkway). Zoned Planned Development-92-Single Family-5. Neighborhood #44.
- D. Assessment of impact fees for The Fairways - Phase 7.
- E. Approval of Site Plan & Final Plat: Z.T. Acker Elementary School. Applicant(s): Frisco Independent School District. An elementary school on one lot on 6.0± acres on the south side of Hickory Street, 360± feet east of Fifth Street. Zoned Single Family-5 with Specific Use Permit-50 for an Antenna. Neighborhood #20.
- F. Approval of Preliminary Plat: Villages at Willow Bay. Applicant(s): Corwin Engineering, Inc. and Independence Partners, Ltd. 684 single-family lots on 206.2± acres on the north side of Eldorado Parkway, 1,200± feet east of Coit Road. Zoned Single Family-4, Single Family-5, and Patio Home. Neighborhood #7.
- G. Approval of Final Plat: Independence Parkway. Applicant(s): Papagolos Development Company and Lattimore Material Company, L.P. Right-of-way dedication on 1.6± acres on the north side of S.H. 121, 4,000± feet west of Custer Road. Zoned Planned Development-67-Commercial-2. Neighborhood #27.
- H. Approval of Site Plan: King's Garden – Phase 1, Block R, Lot 1. Applicant(s): D.R. Horton – Texas, Ltd. A private recreation center on one lot on 4.5± acres 1,200± feet north of Main Street, 2,000± feet west of Legacy Drive. Zoned

- Planned Development-Single-Family-5/Single-Family-4. Neighborhood #45.
- I. Approval of Site Plan: Frisco I. S. D Addition Block A, Lot 1. Applicant(s): Frisco Independent School District. An athletic stadium on one lot on 84.3± acres on the south west corner of North County Road and first street. Zoned Single Family-1 and Agriculture. Neighborhood #13. (Press Box Addition)
 - J. Conveyance Plat: Fifth Avenue Cleaners Addition. Applicant(s): North commercial 25 Joint Venture Care of JP Brothers and Methesa Corporation. A cleaners on one lot on Commercial-1. Neighborhood #23.
 - K. Approval of Site Plan: Lone Star Ranch Amenity Center Block 31, Lot 33. Applicant(s): LSR Development, Inc. A private amenity center on one lot on 13.8+ acres on the northeast corner of Lebanon Road and Beacon Hill Drive. Zoned Single-Family-4. Neighborhood #38.
 - L. Approval of Final Plat and Site Plan: Northstar Business Park. Applicant(s): Connell Development Co. & Frisco Storage Partners L.P. A self storage facility on 4.6± acres on the southeast corner of F.M. 2934 (Frisco Street) and Technology Drive. Zoned Commercial-2. Neighborhood #46.
 - M. Assessment of impact fees for : Northstar Business Park.
 - N. Approval of **Ordinance No. 01-04-26** amending Frisco's Comprehensive Zoning Ordinance No. 00-11-01, rezoning a tract of land consisting of 1.282± acres on the north side of North Street, 690± feet east of North County Road from Residential Estate to Single-Family-1. Neighborhood #11. Z2000-74. North Residence addition.
 - O. Approval of **Ordinance No. 01-04-27** amending Frisco's Comprehensive Zoning Ordinance No. 01-11-01 Article I, Section 11, regarding changes and amendments to the Zoning Ordinance and Districts. Z2000-62.
 - P. Adoption of **Ordinance No. 01-04-28** amending Frisco's Comprehensive Zoning Ordinance No. 00-11-01, granting a Special Use Permit (SUP) for a Private Club on one lot on 0.1± acres 220± feet on the north of Gaylord Parkway, 1,100± feet west of Preston Road. Zoned Planned Development-25. Neighborhood #35. SUP2001-03, Gloria's.
 - Q. Adoption of **Ordinance No. 01-04-29** amending Ordinance No. 00-10-04 establishing a time limit for persons speaking on items before the City Council (five minutes).
 - R. Approval of Park Development Projects recommended by the Parks and Recreation Board in the amount of \$1,249,374.89.
 - S. Award of Bid No. 0102-002 for Project #329, Water Line Eldorado Parkway, to S.J. Louis Construction Co. in the amount of \$3,386,186.60.

END OF LEGISLATIVE AGENDA

Regular Agenda: The Regular Agenda was considered for approval.

- 9. Consider and act upon adoption of an Ordinance amending Frisco Ordinance No. 00-09-16; amending Engineering Design Standards and Construction Details, Section 4 (Sanitary Sewer Design Requirements) and adopting Section 6 (Thoroughfare and Circulation Design Requirements). Tabled at the March 20, 2001 City Council Meeting.**

Council member Simpson moved to remove the item from the table. Council member Osuna seconded the motion. Motion carried. Vote: 5-0.

Frank Jaromin was present to address the council regarding the ordinance. He explained that the adoption of the ordinance would provide for more turn lanes and fewer medians. He also stated the new thoroughfare standards limits the length of straight, residential streets thus making the future residential streets shorter and feature sharper turns.

He also stated when developers build homes with front entry garages; they'll have to plant a tree in the parkway in front of each home. He stated planting trees in parkways would create living canopies over streets, which are more appealing and naturally reduce speeding.

Following discussion, Council member Osuna moved to adopt **Ordinance No. 01-04-30** therein amending Frisco Ordinance No. 00-09-16; amending Engineering Design Standards and Construction Details, Section 4 (Sanitary Sewer Design Requirements) and adopting Section 6 (Thoroughfare and Circulation Design Requirements subject to a change on Page 6-31(b)2 shall be stricken from the ordinance. Council member Maso seconded the motion. Motion carried. Vote: 5-0.

10. Discussion regarding Ordinance No. 96-11-02 as it pertains to handbills.

Discussion regarding handbills being placed on vehicles. Chief Renshaw suggested redefining premises to include "vehicles" which would require individuals putting handbills on vehicles to obtain a permit.

Following discussion, staff was instructed to review the handbill ordinance and bring back to the council.

No formal action was taken.

11. Consider and act upon approval of an Agreement for the Construction of Ohio Drive and Wade Boulevard and Related Infrastructure Improvements by and between the City of Frisco and TTC Ltd. and adopt a Resolution authorizing the City Manager to sign the Agreement.

Council member Osuna moved to adopt **Resolution No. 01-04-52R** therein approving and authorizing the City Manager to execute Agreement for the Construction of Ohio Drive and Wade Boulevard and Related Infrastructure Improvements by and between the City of Frisco and TTC Ltd. subject to attachment of the exhibits. Council member Nichols seconded the motion. Motion carried. Vote: 5-0.

12. Consider and act upon approval of an Agreement for the Construction of Teel Parkway and El Dorado Parkway and Related Infrastructure Improvements by and

between the City of Frisco and Adama Ltd. and adopt a Resolution authorizing the City Manager to sign the Agreement.

Council member Simpson moved to adopt **Resolution No. 01-04-53R** therein approving and authorizing the City Manager to execute Agreement for the Construction of Teel Parkway and El Dorado Parkway and Related Infrastructure Improvements by and between the City of Frisco and Adama Ltd subject to attachment of the exhibits. Council member Nichols seconded the motion. Motion carried. Vote: 5-0.

13. Recess into Closed Session in compliance with Section 551.001 et. seq. Texas Government Code

Council member Simpson moved to recess into Closed Session at 7:35 p.m.. Council member Maso seconded the motion. Motion carried. Vote: 5-0. Mayor Seei announced the council was in Closed Session at 7:35 p.m.* as authorized by:

Section 551.086. Deliberation regarding commercial or financial information that the City has received from a business prospect and to deliberate the offer or other incentives to a business prospect.

*Council member Osuna moved to reconvene (following first closed session) at 8:20 p.m. Council member Simpson seconded the motion. Motion carried. Vote: 5-0. No action was taken.

Deputy Mayor Pro-Tem Downey moved to recess into Closed Session at 8:30 p.m. Council member Nichols seconded the motion. Motion carried. Vote: 5-0.

Mayor Seei announced the council was in Closed Session at 8:30 p.m. as authorized by:

Section 551.074 annual review of and evaluation of the Municipal Judge.

14. Reconvene into Regular Session and take any action necessary as a result of the Closed Session.

Council member Maso moved to reconvene (following second closed session) at 10:04 p.m. Council member Osuna seconded the motion. Motion carried. Vote: 5-0. No action was taken.

15. Governance Agenda

Jason Gray, Assistant to the City Manager and the council reviewed the Policy Title: Ends Monitoring Process

- A. Review of Ends Monitoring Reports.
- B. Monitoring of City Council End Point Number 2.5-Residents and visitors are reasonably protected from emergencies and natural disasters.

Fire Chief Mack Borchardt was present to address the council regarding the policy for using the early warning sirens in bad weather or other emergencies.

Discussion only, no formal action was taken.

16. City Council discussion with City Staff concerning any actions required by City Staff as a result of any item on tonight's agenda.

- Future discussion on the governance agenda for an ends monitoring report – Process for communicating.
- Staff was instructed to, prior to the construction of new senior center, to try to find an alternative location with more area for the senior citizens.
- Staff was instructed to review the priority list from the last council retreat – cost perspective.

17. Discussion on Governance's Monitoring of present City Council Meeting.

Council member Simpson presented the Governance Monitoring of the present meeting. Discussion only, no formal action was taken.

18. Adjourn.

There being no additional business Council member Maso moved to adjourn at 10:45 p.m. Deputy Mayor Pro-Tem Downey seconded the motion. Motion carried. Vote: 5-0.

Kathleen A. Seei, Mayor

ATTEST:

Nan Parker, City Secretary

T: 4/4/01np